

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/330,909 Confirmation No. 1001
Applicants : Hans Herweijer, Jon A. Wolff, Larry F. Whitesell, Matthew R.
Wolff, Sean D. Monahan, Paul M. Slattum, James E. Hagstrom,
Vladimir G. Budker, and David Rozema
Filed : 06/11/1999
Art Unit : 1632
Examiner : Joseph T. Woitach

Docket No. : Mirus.011.01

For: A Process For Delivering Nucleic Acids To Cardiac Tissue

Commissioner of Patents
PO Box 1450
Alexandria, VA 2231-1450

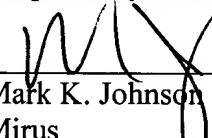
REQUEST UNDER 37 CFR 1.48(a)

Dear Sir:

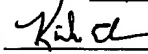
Applicants hereby request that Sean D. Monahan, Paul M. Slattum, James E. Hagstrom, Vladimir G. Budker and David B. Rozema be added as inventors on the above captioned application. Attached is a statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on their part. Also attached is a declaration as required by §1.63 signed by the added inventors.

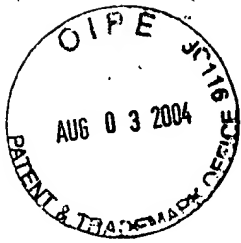
If there are any questions, please contact the undersigned.

Respectfully submitted,


Mark K. Johnson Reg. No. 35,909
Mirus
505 South Rosa Road
Madison, WI 53719
608-238-4400

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as express mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: 8/3/2004.


Kirk Ekena



Docket No. Mirus.011.01

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **A Process For Delivering Nucleic Acids To Cardiac Tissue**, filed **June 11, 1999** as U.S. Application No. **09/330,909**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby appoint the following attorney(s) and/or agents, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Mark K. Johnson, Registration Number 35,909

Address all telephone calls to: Mark K. Johnson
608.238.4400

All correspondence to: Mark K. Johnson
Mirus
505 South Rosa Road
Madison, WI 53719

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR: Sean D. Monahan
INVENTOR'S SIGNATURE Sean D. Monahan DATE 7/29/04
RESIDENCE: Madison, Wisconsin
Citizenship: US Post Office Address: 5610 Tolman Terrace, Madison, WI 53711

FULL NAME OF INVENTOR: Paul M. Slattum
INVENTOR'S SIGNATURE Paul M. Slattum DATE 7/29/04
RESIDENCE: Madison, Wisconsin
Citizenship: US Post Office Address: 4306 Keting Terrace, Madison, WI 53711

FULL NAME OF INVENTOR: James E. Hagstrom
INVENTOR'S SIGNATURE James E. Hagstrom DATE 7/29/04
RESIDENCE: Middleton, Wisconsin
Citizenship: US Post Office Address: 4700 Bergamot Way, Middleton, WI 53562

FULL NAME OF INVENTOR: Vladimir G. Budker
INVENTOR'S SIGNATURE V. Budker DATE 7/30/04
RESIDENCE: Middleton, Wisconsin
Citizenship: US Post Office Address: 5141 Sunrise Ridge Tr., Middleton, WI 53562

FULL NAME OF INVENTOR: David B. Rozema
INVENTOR'S SIGNATURE David B. Rozema DATE 7/29/04
RESIDENCE: Madison, Wisconsin
Citizenship: US Post Office Address: 5731 Pembroke Drive, Madison, WI 53711



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/330,909 Confirmation No. 1001
Applicants : Hans Herweijer, Jon A. Wolff, Larry F. Whitesell, Matthew R.
Wolff, Sean D. Monahan, Paul M. Slattum, James E. Hagstrom,
Vladimir G. Budker, and David Rozema
Filed : 06/11/1999
Art Unit : 1632
Examiner : Joseph T. Woitach
Docket No. : Mirus.011.01

For: A Process For Delivering Nucleic Acids To Cardiac Tissue

Commissioner of Patents
PO Box 1450
Alexandria, VA 2231-1450

DECLARATION UNDER 37 CFR 1.132

We, Sean D. Monahan, Paul M. Slattum, James E. Hagstrom, Vladimir G. Budker and David B. Rozema hereby declare as follows:

1. We are inventors of the intravascular delivery that is described in the captioned application.
2. Our methods are utilized throughout the specification and the application can be interpreted to claim our methods as well as additional novel methods.
3. The error in inventorship occurred without deceptive intent.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Sean D. Monahan 7/30/04
Sean D. Monahan Date

Paul M. Slattum 8/2/04
Paul M. Slattum Date

James E. Hagstrom 8/2/04
James E. Hagstrom Date

Vladimir G. Budker 8/2/04
Vladimir G. Budker Date

David B. Rozema 8/2/04
David B. Rozema Date